



DISABILITY AND COMMUNICATION ACCESS BOARD

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INTERPRETIVE OPINION

Pursuant to §103-50, Hawaii Revised Statutes (HRS), all buildings and facilities constructed by, or on behalf of the State or any county, shall conform to the Americans with Disabilities Act Accessibility Guidelines (ADAAG) and amendments. In accordance to HRS §103-50 and Chapter 11-217, Hawaii Administrative Rules, the Disability and Communication Access Board has authority to issue interpretive opinions to HRS §103-50 design standards.

Docket: **DCAB 2001-10:** Interpretive Opinion on ADAAG A4.6.3 *Universal Parking Space Design*. Can a *universal* parking stall be used in lieu of a *van-accessible* parking stall? Must all accessible stalls then be *universal*?

Summary: Section 4.1.2(5) requires standard accessible parking stalls with adjacent 60"-wide minimum access aisles, and one in every eight accessible stalls, but not less than one, to be *van accessible* with an adjacent 96"-wide minimum access aisle. The exception allows for the provision of all required parking spaces that are in conformance with *Universal Parking Design*. *Universal* stalls have 11-foot-wide stalls and 5-foot-wide access aisles, and *van-accessible* stalls have 8-foot-wide stalls and 8-foot-wide access aisles, both totaling 16 feet in width. The Department of Justice (DOJ) contends that universal parking design is not enforceable, because it is located in the *Appendix*, which is advisory. The Access Board states that section 4.1.2(5) Exception states "Provision of all required parking spaces..." means that all accessible spaces are required to be universal if used. However, if universal stalls are used only for *van* stalls and not all, they recommend calling this *equivalent facilitation* in conjunction with the use of the van-accessible parking sign.

Ruling: For buildings or facilities subject to HRS § 103-50,

ADAAG A4.6.3 *Universal Parking Space Design*

Universal parking stalls provide equal access to *van-accessible* parking stalls and may be provided in lieu of van-accessible parking stalls. If the *universal* parking stall is used, a *van-accessible* sign is required.

[Rul: 08/01] (Auth and Imp: HRS §103-50)

If you have any questions or comments regarding this ruling, please call us at 586-8121.

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